

REMARKS/ARGUMENTS

This Preliminary Amendment is made to more particularly claim the present invention and in response to the Final Office Action dated July 14, 2004 and in response to an Advisory Action dated November 17, 2004. Claims 1-52 are pending in the present application. Claims 1-52 have been rejected. Applicants have amended claims 1, 11, 22, 30, 37, and 44. Accordingly, claims 1-52 remain pending.

Applicants have amended the specification and respectfully request the Examiner remove the benefit of a claim to priority to a prior application. Per MPEP §201.11, Applicants have amended the specification to remove the reference to co-pending application Serial No. 08/920,424, entitled "System And Method For Retrieving Capability Parameters In An Electronic Imaging Device", filed August 29, 1997.

Applicants would like to thank the Examiner for the phone interview of March 14, 2005 regarding the claimed invention and the cited prior art. We appreciate the courtesy and helpfulness of the Examiner in the interview.

In response, independent claims 1, 11, 22, 30, 37, and 44 have been amended in light of the points made by the Examiner in the interview. Claims 1, 11, and 22 have been amended to make the order of the steps/elements consistent with original claim 30. The claims have been amended to include the features of determining conditions at the photo opportunity site and retrieving the parameter values from a database. Support for the amendments to the claims is found throughout the specification, and in particular, on page 5, line 13 to page 6, line 2; page 7, lines 14-19; and page 8, line 14, to page 9, line 3. Applicants respectfully submit that no new matter has been presented.

As the Examiner has noted in the interview, Steinberg in view of Jain does not teach or suggest the combination of these features recited in amended independent claims 1, 11, 22, 30, 37, and 44.

Conclusion

In view of the foregoing, Applicants submit that claims 1-52 are patentable over the cited references. Applicants, therefore, respectfully request reconsideration and allowance of the claims as now presented.

Applicants' attorney believes that this application is in condition for allowance. Should any unresolved issues remain, the Examiner is invited to call Applicants' attorney at the telephone number indicated below.

Respectfully submitted,

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Date